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## MEMORANDUM

## NATIONAL SECURITY COUNCIL

July 22, 1983

ACTION

MEMORANDUM FOR WILLIAM P. CLARK

FROM: KENNETH deGRAFFENREID *Kd*

SUBJECT: NSDD-84 Nondisclosure Agreement Forms

NSDD-84, "Safeguarding National Security Information," requires that the Director of the Information Security Oversight Office (ISOO) develop standardized nondisclosure agreements forms for use throughout the Executive Branch for access to classified information and sensitive compartmented information. ISOO also has authority under the classification Executive Order, 12356, to prescribe security forms after consultation with affected agencies. After months of drafting, contentious negotiation, and thorough-going review, senior working levels of the intelligence community have agreed to the two forms attached at Attachment 1.

The Justice Department has reviewed and approved both forms for enforceability in civil action. Because these nondisclosure forms are so well developed and comprehensive, when implemented, they will be a significant step in the overall effort to stop leaks. Both forms are now ready for final circulation prior to your approval and direction that ISOO print and distribute them as Standards Forms for required use throughout the government.

Because development of these forms has been so controversial and because there are elements within the bureaucracy and elsewhere which have actively sought to undercut the President's strong prescription for dealing with leaks, I recommend that you circulate the forms for a final review by the senior Cabinet Officers prior to implementation. Although this would skip the normal step of circulation by our Executive Secretary, Bob Kimmitt and I agree that we need to wrap this issue up as quickly and forcefully as possible.

Following dispatch of your memorandum, ISOO will distribute final drafts to the 60-odd other agencies throughout the government who will also use the forms.

Paul Thompson concurs. *Kd for PT*

Recommendation

That you sign the attached memorandum (Tab I).

Approve \_\_\_\_\_

Disapprove \_\_\_\_\_

## Attachments

- Tab I Memorandum to Cabinet Officers for Signature
1. Draft Nondisclosure forms
  2. Department of Justice Letter

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